

**ARKANSAS PROFESSIONAL BAIL BOND COMPANY AND PROFESSIONAL  
BAIL BONDSMAN LICENSING BOARD**

**August 12, 2005**

Chairman Don Smith called the meeting to order at 9:00 a.m.

Roll call was taken. The following members were present: Rex Morris, Frank Sturgeon, Don Smith, Eugene Reynolds, Phyllis Carruth and Marc Oudin. Also present were Assistant Attorney General Chilesa Ready. Executive Director, Tommy Reed, Board staff and members of the audience.

Following a review of the Board Minutes for July 8, 2005 Mr. Sturgeon moved to approve the minutes as presented. Mrs. Carruth seconded. The motion carried on voice vote with none opposed.

**OLD BUSINESS**

**Transfers/Suspensions/Reinstatements:**

A report was provided for information purposes: Nine (9) transfer requests were submitted and approved during the month. There were twenty five (25) agent suspensions due to termination. Chairman Smith invited comment or discussion. There was none and the Board proceeded.

**Forfeitures - Open:**

The Open Forfeiture Report was presented. The Chair invited comment or discussion. It was noted that Manuel Bail Bonds, Inc. has obtained a stay order through the court on a \$100,000.00 Bond forfeiture. There being no further discussion, the Chair called for motions. Mr. Oudin moved to suspend those licensees whose forfeitures were not timely paid between August 12, 2005 and September 9, 2005. Mrs. Carruth seconded. The motion was put to a voice vote and carried with all in favor.

**Past Due Forfeitures:**

The Past Due Forfeiture Report was presented for review. Chairman Smith invited questions, comments or discussion. It was noted by Mr. Reed that several of the past due forfeitures that have been on appeal may very well have been dismissed. A procedure to send back these claims needs to be put in place for the courts to verify the dismissal so we can remove them from our records. There were no further comments and the Board proceeded.

**NEW BUSINESS**

**July Vouchers Paid & Financial Report:**

Chairman Smith invited questions and/or discussion regarding the vouchers paid in July. There were no questions or comments and the Board proceeded.

**New Company Application:**

A new company application by John Chism Bail Bonds, Inc. was presented. Director Reed notified the Board that three complaints were pending if reference to Mr. Chism. His Attorney Mr. Dan Hancock, requested the Board approve the application today and hear the complaints at a later date. A discussion by the members followed. Mrs. Carruth seconded a motion made by Mr. Sturgeon that the Board delay action on the new license until the hearings on the complaints. By a voice vote the motion carried.

**License Approvals:**

Nine (9) bondsman license applications and thirteen (13) tentative bondsman applications were submitted for Board approval. Mr. Sturgeon moved to approve those applications as presented, pending receipt of necessary documentation. Mr. Reynolds seconded. The Chair called for discussion or comments; hearing none, the matter was put to a vote. The motion carried with none opposed.

**Report on PBUS Conference:**

A memorandum was submitted by Mr. Reed recapping the 2005 Mid-Year Conference of the Professional Bail Agents of the United States.

**Quarterly Reports Review:**

A recap of the quarterly reports were presented for review.

**Certification of Specialized Police designation:**

Director Reed reported that our agency had completed all necessary procedures to be certified by the Arkansas Law Enforcement Standards Commission to be designated as a Special Police Agency. The Board Investigator will be designated a Specialized Police Officer and empowered to enforce the laws as applicable to the Bail Bonds Industry. A motion was made by Mr. Sturgeon and seconded by Mr. Oudin to approve. A voice vote for approval was unanimous.

**Settlement Authority – APBBLB #02-033**

A memorandum from Director Reed to the Board requested settlement authority be granted to Board Counsel for this issue. After a brief discussion a motion was made by Mr. Sturgeon and seconded by Mr. Morris to stand by all previous rulings. On a voice vote the motion carried with four in favor and two negative votes.

**Public Comments:**

Chairman Smith opened the floor for public comments. Gary Edwards, president of the Bail Bond Association, noted that the Association has been working on the proposed Rules and Regulation changes and will be presenting their suggestions to the Executive Director within a few days.

There were no further public comments and the meeting was adjourned.

Submitted for approval:

This 9th day of September 2005 \_\_\_\_\_

Don Smith, Chairman